

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

Docket No. _____

ORIGINAL

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00-0403

Essex Communications, Inc.)
d/b/a eLEC Communications)

Application for a Certificate of)
Local Authority to Operate as a)
Facilities-based Carrier of)
Telecommunications Services in)
in the State of Illinois)

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**APPLICATION FOR CERTIFICATE TO BECOME A
TELECOMMUNICATIONS CARRIER**

GENERAL

1. **Applicant's Name (including d/b/a, if any)** FEIN #: 06-1500995

Essex Communications
d/b/a eLEC Communications
48 South Service Road, 3rd Floor
Melville, New York 11747

2. **Authority Requested: (Mark all that apply)** ☒ 13-403 ☒ 13-404 ☒ 13-405

3. **Request for waivers/variances: In applications for exchange service authority under Sections 13-404 or 13-405, waivers of Part 710 and of Section 735.180 or Part 735 are generally requested. In applications for interexchange service authority under Sections 13-403 and 13-404, waivers of Part 710 and Part 735 are generally requested. Please indicate which waivers Applicant is requesting.**

☒ Part 710 ☒ Part 735 ☒ Section 735.180 ☐ Other

4. **In what area of the state does the Applicant propose to provide service?**

Essex proposes to provide facilities based and resold local and interexchange service throughout the State of Illinois. Initial marketing efforts will be targeted at Ameritech locations throughout the state.

5. Please attach a sheet designating contact persons to work with Staff on the following:

a) Issues related to processing this application:

Mr. Patrick Freeman, Director of Billing Services
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York
Telephone: (516) 293-2700
Facsimile: (516) 389-1400
email: pfreeman@elec-corp.net

and

Thomas M. Forte
Consultant to Essex Communications
Technologies Management, Inc.
210 Park Avenue North
Winter Park, Florida 32789
Telephone: (407) 740-8575
Facsimile: (407) 740-0613
email: tforte@tminc.com

b) Consumer issues

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

c) Customer complaint resolution

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

5. Please attach a sheet designating contact persons to work with Staff on the following:
(cont'd.)

d) technical and service quality issues

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

e) "tariff" and pricing issues

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

Or

Paul H. Riss, Chief Executive Officer
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (203) 750-1000
Facsimile: (516) 777-7679
email: phriss@elec-corp.com

5. Please attach a sheet designating contact persons to work with Staff on the following:
(cont'd.)

f) 9-1-1 issues

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

g) Security/law enforcement

Wesly Minella, Telecom Manager
Essex Communications, Inc.
48 South Service Road, 3rd Floor
Melville, New York 11747
Toll Free: (888) 389-1400
Telephone: (516) 293-2700
Facsimile: (516) 777-7679
email: wminella@elec-corp.com

6. Please check type of organization?

| | |
|-------------------------------------|-----------------|
| <input type="checkbox"/> | Individual |
| <input checked="" type="checkbox"/> | Corporation |
| <input type="checkbox"/> | Partnership |
| <input type="checkbox"/> | Other (Specify) |

The Corporation was incorporated in the State of New York on December 8, 1997.

7. Submit a copy of articles of incorporation and a copy of certificate of authority to transact business in Illinois.

See Attachment I.

8. List jurisdictions in which Applicant is offering service(s).

Essex is presently authorized to provide local and interexchange toll services in all Connecticut, Florida, Massachusetts, Maryland, Mississippi, New Jersey, New York and Virginia. Applications for CLEC status are being filed in 28 additional states by the end of the 2nd quarter of 2000.

9. **Has the Applicant, or any principal in Applicant, been denied a Certificate of Service or had its certification revoked or suspended in any jurisdiction in this or another name?**

_____ Yes X No

10. **Have there been any complaints against the Applicant in any other jurisdiction?**

_____ Yes X No

11. **Will the Applicant keep its books and records in Illinois?** _____ Yes X No

Essex seeks permission as anticipated in 83 Ill. Admin. Code, Part 250 to maintain its books and records outside the State of Illinois. Essex maintains its books and records at its national headquarters. Should it be necessary for the Illinois Commerce Commission to have access those books and records, Essex will facilitate that access at its own expense.

MANAGERIAL

12. Please attach evidence of the applicant's managerial and technical resources and ability to provide service. This may be in either narrative form, resumes of key personnel, or a combination of these forms.

See Attachment II.

13. List Officers of Applicant.

See Attachment III.

14. Does any officer of Applicant have an ownership or other interest in any other entity which has provided or is currently providing telecommunications services?

___ Yes X No

If YES, list entity.

15. How will Applicant bill for its service(s)?

Essex will utilize direct billing for its services. Bills are disseminated in printed or electronic format.

16. How does Applicant propose to handle service, billing, and repair complaints?

Essex provides comprehensive customer service to its customers. Complaints may be reported by the customer via Essex's toll free customer service number, which is (888) 389-1400. This number appears on the customer's bill. Customer service representatives are available to assist customers 24 hours a day, 7 days a week. Essex's customer service representatives are prepared to respond to a broad range of service matters, including inquiries regarding: (1) the types of services offered by Essex and the rates associated with such services; (2) monthly billing statements; (3) problems or concerns pertaining to a customer's current service; and (4) general telecommunications matters.

17. Will personnel be available at Applicant's business office during regular working hours to respond to inquiries about service or billing? X Yes ___ No

18. What telephone number(s) would a customer use to contact your company?

(888) 389-1400.

19. What are you procedures to prevent unauthorized "slamming" of customers?

Essex complies with the presubscribed interexchange carrier change rules as defined by the FCC. The company does not condone slamming and works to monitor its sales staff and processing departments to ensure that slamming issues do not occur.

20. If granted authority to operate as a local exchange carrier, will the applicant abide by the following 83 Illinois Administrative Code Parts: 705, 710, 720, 725, 735, 755, 756, 757, 770 and 772?

☒ Yes ☐ No (if no, please provide an explanation.)

21. Will the applicant sign and return membership forms to the Universal Telephone Assistance Corporation and the Illinois Telecommunications Access Corporation?

☒ Yes ☐ No

FINANCIAL

22. Please attach evidence of applicant's financial fitness through the submission of its most current income statement and balance sheet, or other appropriate documentation of applicant's financial resources and ability to provide service.

See Attachment IV for fiscal year ended November 30, 1999 of the Company's parent, eLEC Communications Corp.

TECHNICAL

23. Does Applicant utilize its own equipment and/or facilities? ____ Yes X No

If Yes, please list:

In no, what facility provider(s) services does Applicant use?

Essex will purchase unbundled network elements from the incumbent LECs as well as other certificated local carriers for the provision of local services within Illinois. The Company does not plan installing a switch within Illinois at this time.

24. Please describe the nature of service to be provided (e.g., operator services, internet, debit cards, long distance service, local service).

The Company requests to provide facilities based local exchange and interexchange long distance service with approval of this application.

25. Will technical personnel be available at all times to assist customers with service problems?

X Yes ____ No (if no, please provide an explanation.)

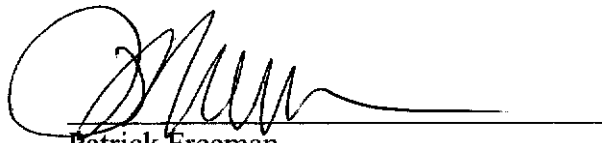
26. **If Applicant intends to provide payphone service, will the equipment utilized comply with FCC requirements and Finding (9) of the Commission Order entered in Docket No. 84-0442 on June 11, 1986, including, but not limited to: (a) touch dialing; (b) access to 9-1-1 and "o" operator dialing without use of a coin; (c) rules governing use of payphones by disabled persons; (d) ability to complete local and long-distance calls; (e) unlimited duration for local calls and (f) a message explaining the telephone's general operations, dialing instructions for emergency assistance, payphone owner's name, method of reporting service problems and method of receiving credit for faulty calls?**

 X Yes No

Essex may provide its own payphone service. Should Essex provide Pay Telephone Lines to Customer Owned Coin Operated (COPT) providers, the company will do everything in its power to make sure that the COPT phones adhere to these requirements.

WHEREFORE, Essex Communications, Inc., prays that the Illinois Commerce Commission to grant it a Certificate of Service Authority to provide competitive facilities-based local telecommunications service within the State of Illinois under Section 13-405, and other relief as requested herein.

DATED this 17th day of MAY, 2000

A handwritten signature in black ink, appearing to read 'Patrick Freeman', written over a horizontal line.

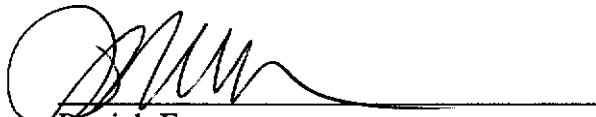
Patrick Freeman
Vice President, Wholesale Services
Essex Communications, Inc.

VERIFICATION

STATE OF FLORIDA

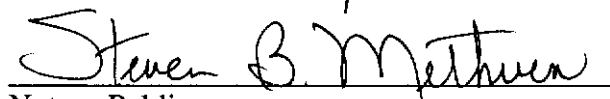
COUNTY OF ORANGE

Patrick Freeman, being first duly sworn, deposes and says: That he is the Vice President, Wholesale Services of Essex Communications, Inc., the applicant in the above proceeding, that he has examined the foregoing application and that to the best of his knowledge, information, and belief, all statements of fact contained in the said application are true, and the said application is a correct statement of the business and affairs of the above-named applicant in respect to each and every matter set forth therein.


Patrick Freeman
Vice President, Wholesale Services
Essex Communications, Inc.

Subscribed and sworn to before me this

17th day of May, 2000


Notary Public
State of Florida

My commission expires: 7/21/00

